IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No.4050 of 2004
In
Criminal Appeal No.1120 of 2004

Chandrakant Maruti Kadam — Applicant
Vs.
The State of Maharashtra — Respondent

Mr.Abhaykumar Apte, Advocate appointed for applicant.
Mr.A.S.Gadkari, APP for State.

CORAM: B.H.MARLAPALLE & SMT.R.S.DALVI,JJ.

February 15, 2006.

P.C.

. Heard Mr.Apte, the learned Advocate appointed for the applicant who is appellant in Criminal Appeal No.1120 of 2004. The applicant along with two others has been convicted and sentenced for the offence punishable under Section 302 read with Section 34 of IPC by the learned 1st Ad-hoc Addl. Sessions Judge at Islampur in Sessions Case No.91 of 1999. Hence this application for being released on bail during the pendency of the appeal.

. The deceased Ananda was in the house of the accused-applicant and within a short time he was found to be dead with bleeding injuries and in the presence of the applicant-accused.

. Having regards to the reasoning set out by the

learned 1st Ad-hoc Addl. Sessions Judge in support of the order of conviction, we are satisfied that there is no case made out to suspend the order of sentence and release the applicant on bail under Section 389 of Cr.P.C.

. The application is, therefore, rejected.

(SMT.R.S.DALVI,J.) (B.H.MARLAPALLE,J.)